

ELECTRONICALLY FILED  
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*Counsel for the Official Committee of Equity Security  
Holders of USA Capital First Trust Deed Fund, LLC*

**UNITED STATES BANKRUPTCY COURT  
DISTRICT OF NEVADA**

In re: ) BK-S-06-10725-LBR  
USA COMMERCIAL MORTGAGE COMPANY ) Chapter 11  
Debtor )

In re: ) BK-S-06-10726-LBR  
USA CAPITAL REALTY ADVISORS, LLC, ) Chapter 11  
Debtor )

In re: ) BK-S-06-10727-LBR  
USA CAPITAL DIVERSIFIED TRUST DEED FUND, LLC, ) Chapter 11  
Debtor )

In re: ) BK-S-06-10728-LBR  
USA CAPITAL FIRST TRUST DEED FUND, LLC, ) Chapter 11  
Debtor. )

In re: ) BK-S-06-10729-LBR  
USA SECURITIES, LLC, ) Chapter 11  
Debtor. )

Affects )

☐ All Debtors ) Date: June 22, 2007  
☐ USA Commercial Mortgage Co. ) Time: 9:30 a.m.  
☐ USA Securities, LLC )  
☐ USA Capital Realty Advisors, LLC )  
☐ USA Capital Diversified Trust Deed )  
☒ USA Capital First Trust Deed Fund, LLC )

**DECLARATION OF SHLOMO S. SHERMAN, ESQ. IN SUPPORT OF THE SECOND AND  
FINAL APPLICATION OF SHEA & CARLYON, LTD., SPECIAL (LOCAL) COUNSEL TO  
THE OFFICIAL COMMITTEE OF EQUITY SECURITY HOLDERS OF USA CAPITAL  
FIRST TRUST DEED FUND, LLC FOR PAYMENT OF FEES AND REIMBURSEMENT OF  
EXPENSES (AFFECTS USA CAPITAL FIRST TRUST DEED FUND, LLC)**

1 I, SHLOMO S. SHERMAN, ESQ., hereby declare as follows:

2 1. The following facts are personally known to me, and if called to do so, I could  
3 and would competently testify thereto.

4 2. I am an associate with the law firm of Shea & Carlyon, Ltd. ("SC"), special  
5 (Nevada) counsel for the Official Committee of Equity Security Holders of USA Capital First  
6 Trust Deed Fund, LLC (the "FTDF Committee"), and I make this declaration in support of the  
7 Second and Final Application of Shea & Carlyon, Ltd., Special (Local) Counsel to the Official  
8 Committee of Equity Security Holders of USA Capital First Trust Deed Fund, LLC for  
9 Payment of Fees and Reimbursement of Expenses (the "Application").  
10

11 3. I have personally reviewed the information contained in the Application, and  
12 the same is true and correct to the best of my knowledge, information and belief.  
13

14 4. SC bills for expenses, including in house photocopies (\$.25 per page); telefax  
15 transmissions (\$1.00 per page long distance; \$.50 per page local); scanning/large print jobs  
16 (\$.10 per page); messenger service (\$7.50 to \$10.00 per "run" or actual cost where outside  
17 messenger service is required on an emergency or out of area basis); postage (actual cost);  
18 Westlaw (actual cost)<sup>1</sup>; long distance telephone (actual cost); and third party expenses  
19 (including court reporter fees, costs of tapes and transcripts, outside copying services, filing  
20 fees, and meals).  
21

22 5. The chronological list of fees and expenses incurred during the period of  
23 August 1, 2006 through March 12, 2007 attached to the Application as Exhibits 4 and 6,  
24 respectively, are true and accurate copies of invoices that are maintained by SC in the ordinary  
25 course of business.  
26

6. The chronological list of fees and expenses incurred during the period of April 24, 2006 through May 9, 2006 in the course of representing the Ad Hoc Committee (as defined in the Application) prior to the appointment of the FTDF Committee, a copy of which is attached to the Application as Exhibit 7, are true and accurate copies of invoices that are maintained by SC in the ordinary course of business.

7. I have personally reviewed and edited the bill in this matter, and it represents the true and correct charges to the best of my knowledge, information and belief.

DATED this 26<sup>th</sup> day of April, 2007.

SHLOMO S. SHERMAN, ESQ.

<sup>1</sup> SC currently subscribes to unlimited use of federal and state cases and statutes and does not pass charges for such flat fee subscriptions on to its clients.